

REMARKS

By the above amendment, new dependent claims 13 and 14, which depend directly or indirectly from claims 1 and 2, have been presented.

As to the requirement to elect a single invention identified as Group I - claims 1, 2, 8, 10 and 12, drawn to the apparatus of an electric machine with a coolant ventilating circuit, classified in class 310, subclass 54; Group II - claims 3-5 and 8-11, drawn to an apparatus of an electric machine with different coolant ventilating circuits, classified in class 310, subclass 59; and Group III - claims 6-8, 10 and 11, drawn to the apparatus of an electric machine with an air ventilating circuit, classified in class 310, subclass 56; such requirement is traversed as being improper.

Applicants submit that, contrary to the contention by the Examiner that the groups do not relate to a single general inventive concept in that each group contains a different embodiment, the groups are related to a single general inventive concept as discussed below, and reconsideration and withdrawal of the requirement are respectfully requested.

Applicants note that as evidenced by the newly added dependent claims which depend from claims 1 and 2 of Group I, the claims of Group I are generic or encompass the feature of Group III of the coolant being air, such that the coolant ventilating circuit is an air ventilating circuit of Group III, and that the ventilating circuit includes at least first and second different coolant ventilating circuit portions which necessarily recites the features of Group II. Thus, it is apparent that all groups are directed to a single invention concept, and at least claims 1 and 2 of Group I are generic claims with respect to the features upon which the Examiner has determined Groups I, II and III relate.

For the foregoing reasons and in view of the amendment presented, applicants provisionally elect, with traverse, the invention of Group I and submit that claims 1, 2, 8, 10, 12, 13 and 14 must be considered in Group I, thereby evidencing

a single inventive concept, since such claims also encompass Group II and Group III.

In view of the above amendments and remarks, applicants request withdrawal of the restriction requirement and favorable action with respect to all claims in this application.

To the extent necessary, applicant's petition for an extension of time under 37 CFR 1.136. Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account No. 01-2135 (503.38383X00) and please credit any excess fees to such deposit account.

Respectfully submitted,


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